

the said Bell to appear here for his Contempt being four U. H. J. Days at Ten Shillings p Day.

Resolved that Tho^s Macnemara Esq^r Naval Officer has taken Exorbitant fees from Capt Pulsifer and that the s^d Pulsifer hath his Remedy at Law against him for the same

The following Message being Prepared by this House is sent to the Lower House Viz.

By the Upper House of Assembly

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May the 7th 1718

Gent. M^r Thomas Macnemara having been sent for by his Excy to Appear before this House to know whether he has any thing to offer on a lett^r sent him by the Lord Guilford and Baltemore Inclosed by their Lordships to his Excy And Being asked by his Excy whether he had any thing to offer him by the Command of their L^{pp}s, sayd He had not. But that their Lordships lett him know his Excy was to make Proposals to him and being further asked whether he had made Application to his Excellency since He had rec^d that Letter, Answered he had not which his Excellency says he takes to be a further Confirmation of his Obstinacy and Contumaciousness he then makeing no offers of his Submission on the Order of his Suspention in the Chancery Court Notwithstanding their L^{pp}s have Approved that Suspention by their Lett^r to him on Reflection whereof this House take into Consideration M^r Macnemara's Behaviour to his Excy in Peticular not only By affronting as Gov^r and Chancellor which may Appear by Two Indictments found ag^t him in the Prov^{ll} Court of this Province but Endeavouring to get him moved from his Government which he had the Confidence to Own to his face in the Court of Chancery He had done to the utmost of his Power, But also to the Gov^r and Councill comparing them and their pceedings to the Spanish Inquisition, And the Contempt and the Indignity which he had frequently offered to the Provinciaill and other Courts in this Province in the Speciall Court of Oyer and Terminer for the Tryall of those psons Apprehended for firing the Great gunns on the Birth night of the Pretender He said lett me see who dare try them by this Commission or words to that Purpose having offered a Certiorari to Remove it to the Prov^{ll} Court for Allowance which was Denied. This House thinks themselves Obliged in Justice to his Excy's Character and for Encouragment and Support of the magistrates in the Distribution of Justice to declare the said M^r Macnemara a Contemner of Authority And a Disturber of the Peace & Tranquility of the Good People of this Province And therefore Earnestly recomend it to You

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